IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO. 867 OF 2005

Anandrao Nanasaheb Suryavanshi..... ....Appellant..
V/s
Bhausaheb Nanasaheb Suryavanshi & Ors... ....Respondents.

Mr.S.G.Surana, Adv. For the appellant.

CORAM: A.P.DESHPANDE, J.
17/7/07

PC:

The present appellant is unsuccessful plaintiff whose suit for partition and 1/3rd share so also for rendition of accounts came to be dismissed by the trial Court. Aggrieved thereby regular civil appeal came to be filed and the appeal as well has been dismissed by the District Court concurring with the view taken by the trial Court. The Courts below have recorded a finding that prior in point of time of filing of present suit a brother of the appellant had filed suit for partition and to which present appellant was party. The said suit was compromised and under the said compromise all the parties received their respective share. The suit was disposed of in terms of compromise after recording compromise by the Court which culminated in passing of the decree. In view of the earlier compromise the Courts below found that there is no merit in the claim made by the appellant. Perused the judgment of the First Appellate Court. It does not call for interference. No substantial question of emerges for adjudication. Hence second appeal is summarily dismissed.

17.7.07